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8 *Attorney for Defendant, Jan Rouven Fuechtener*

6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 JAN ROUVEN FUECHTENER,

12 Defendant.

CASE NO.: 2:16-CR-100-GMN-CWH

**STIPULATION TO CONTINUE  
SENTENCING HEARING**

13 IT IS HEREBY STIPULATED AND AGREED, by and between Elham Roohani and Lisa  
14 C. Cartier-Giroux, Assistant United States Attorneys, counsel for the United States of America, and  
15 Karen A. Connolly, counsel for Defendant JAN ROUVEN FUECHTENER, that the sentencing  
16 hearing currently scheduled for May 12, 2017, at the hour of 11:00 a.m., be vacated and continued  
17 for approximately 45 days.

18 This Stipulation is entered into for the following reasons:

- 19 1. Karen A. Connolly has recently been retained as counsel.  
20 2. The parties agree to the continuance.  
21 3. The additional time requested herein is not sought for purposes of delay.

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1 4. Additionally, denial of this request for continuance could result in a miscarriage of  
2 justice.

3 5. This is the second request to continue the sentencing date.

4 DATED this 3<sup>rd</sup> day of May, 2017.

5 KAREN A. CONNOLLY, LTD.

DANIEL G. BOGDEN  
United States of America

6  
7 /s/ Karen A. Connolly

KAREN A. CONNOLLY

8 Counsel for Jan Rouven Fuechtener

/s/ Lisa C. Cartier-Giroux

LISA C. CARTIER-GIROUX

ELHAM ROOHANI

Assistant United States Attorneys

Counsel for Plaintiff

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 vs.

6 JAN ROUVEN FUECHTENER,

7 Defendant.

CASE NO.: 2:16-cr-100-GMN-CWH

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER**

8 **FINDINGS OF FACT**

9 Based on the Stipulation of counsel, and good cause appearing therefore, the Court finds that:

- 10 1. Karen A. Connolly has recently been retained as counsel.
- 11 2. The parties agree to the continuance.
- 12 3. The additional time requested herein is not sought for purposes of delay.
- 13 4. Additionally, denial of this request for continuance could result in a miscarriage of
- 14 justice.
- 15 5. This is the second request to continue the sentencing date.

16 For all of the above-stated reasons, the ends of justice would best be served by a continuance

17 of the sentencing.

18 **CONCLUSIONS OF LAW**

19 The ends of justice served by granting said continuance outweigh the best interest of the

20 public and the defendant in a speedy trial, since the failure to grant said continuance would be

21 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the

22 opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking

23 into account the exercise of due diligence.

24 The continuance sought herein is excusable under the Speedy Trial Act, title 18, United States

25 Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section

26 3161(h)(7)(B(i), (iv).

27 ///

28 **ORDER**

Stip to Continue Sentencing.wpd

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1 IT IS THEREFORE ORDERED that the Sentencing Hearing currently scheduled for May  
2 12, 2016, at the hour of 11:00 a.m., be vacated and set continued to \_\_\_\_\_ at  
3 the hour of \_\_\_\_\_.m.

4 DATED this \_\_\_\_\_ day of May 2017.

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6 UNITED STATES DISTRICT JUDGE  
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